v. Google, Inc. Doc. 131 Att. 1

Dockets.Justia.com

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| 12 | Attorneys for Defendant | | | |
| 13 | BARRY BONDS | | | |
| 14 15 | | | | |
| 16 | UNITED STATES I | DISTRICT COURT | | |
| 17 | NORTHERN DISTRIC | | | |
| 18 | SAN FRANCIS | | | |
| 19 | | | | |
| 20 | UNITED STATES OF AMERICA,) | Case No.: CR 07-0732 SI | | |
| 21 | Plaintiffs, | DEFENDANT'S EXHIBIT LIST | | |
| 22 | vs. | Trial Date: March 2, 2009 | | |
| 23 | BARRY LAMAR BONDS, | Hon: Susan Illston | | |
| 24 | Defendants | | | |
| 25 | | | | |
| 26 | Pursuant to the Court's Order for Pretri | al Preparation filed June 19, 2008, Defendant | | |
| 27 | | st of exhibits which Defendant may seek to | | |
| 28 | admit at trial. | | | |
| | | • | | |
| | Defendant's Exhibit List | 1 | | |

1. All or parts of Grand Jury transcripts of the following individuals:

| Exhibit | Description | Date |
|---------|-------------------|------------|
| Number | | |
| | | 10.16.2002 |
| A | Jeff Novitzky GJT | 10-16-2003 |
| A-1 | Jeff Novitzky GJT | 02-05-2004 |
| A-2 | Jeff Novitzky GJT | 02-12-2004 |
| A-3 | Jeff Novitzky GJT | 03/10/05 |
| A-4 | Jeff Novitzky GJT | 08/18/05 |
| A-5 | Jeff Novitzky GJT | 09/08/05 |
| A-6 | Jeff Novitzky GJT | 11/03/05 |
| A-7 | Jeff Novitzky GJT | 06/29/06 |
| A-8 | Jeff Novitzky GJT | 07/13/06 |
| A-9 | Jeff Novitzky GJT | 07/27/06 |
| A-10 | Jeff Novitzky GJT | 08/17/06 |
| A-11 | Jeff Novitzky GJT | 09/07/06 |
| A-12 | Jeff Novitzky GJT | 09/28/06 |
| A-13 | Jeff Novitzky GJT | 11/02/06 |
| A-14 | Jeff Novitzky GJT | 01/11/07 |
| A-15 | Jeff Novitzky GJT | 10/11/07 |
| A-16 | Jeff Novitzky GJT | 10/25/07 |
| A-17 | Jeff Novitzky GJT | 11/08/07 |
| A-18 | Jeff Novitzky GJT | 11/15/07 |
| A-19 | Jeff Novitzky GJT | 03/27/08 |
| A-20 | Jeff Novitzky GJT | 03/31/08 |
| A-21 | Jeff Novitzky GJT | 04/01/08 |
| A-22 | Jeff Novitzky GJT | 04/29/08 |

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| A-23 | Jeff Novitzky GJT | 05/13/08 |
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| A-24 | Jeff Novitzky GJT | 11/13/08 |
| A-25 | Jeff Novitzky GJT | 11/20/08 |
| A-26 | Jeff Novitzky GJT | 12/04/08 |
| В | Dr. Don Caitlin GJT | 10/23/03 |
| B-1 | Dr. Don Caitlin GJT | 06/29/06 |
| С | Armando Rios GJT | 11/20/03 |
| D | Bobby Estelella GJT | 11/20/03 |
| Е | Barry Bonds GJT | 12/04/03 |
| F | Benito Santiago GJT | 12/04/03 |
| F-1 | Benito Santiago GJT | 06/22/06 |
| G | Bill Romanowski GJT | 12-11-2003 |
| Н | Gary Sheffield GJT | 12-11-2003 |
| Ι | Jason Giambi GJT | 12-11-2003 |
| J | Larry Izzo GJT | 12-11-2003 |
| K | Thomas Craig GJT | 01-22-2004 |
| L | Kimberly Bell GJT | 03/17/05 |
| M | Steve Hoskins GJT | 03/16/06 |
| N | Kathy Hoskins GJT | 03/16/06 |
| N-1 | Kathy Hoskins SAR | 02/22/06 |
| О | Stan Conte GJT | 04/27/06 |
| P | Dr. Arthur Ting GJT | 05/11/06 |
| Q | James Valente GJT | 05/25/06 |
| R | Miguel Murphy GJT | 06/08/06 |
| S | Harvey Shields GJT | 06/29/06 |
| T | Larry Bowers GJT | 06/29/06 |
| U | Marvin Bernard GJT | 07/06/06 |

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| V | Brian Sabean GJT | 09/21/06 |
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| W | Patrick Arnold GJT | 10/05/06 |
| X | Kelcey Dalton GJT | 11/30/06 |
| Y | Mark Letendre GJT | 02/15/07 |
| Z | Piret Aava GJT | 02/22/07 |
| AA | Dave Groeschner GJT | 03/29/07 |

Because the Government already has these transcripts, the defense is not providing additional copies at this time but will do so upon request.

2. Reports of witness interviews:

| Exhibit | Description | Date |
|---------|---------------------|----------|
| Number | | |
| C-1 | Armando Rios SAR | 09/30/03 |
| D-1 | Bobby Estelella SAR | 10/12/07 |
| E-1 | Barry Bonds SAR | 07/24/03 |
| E-2 | Barry Bonds SAR | 08/13/03 |
| E-3 | Barry Bonds SAR | 02/17/04 |
| L-1 | Kimberly Bell SAR | 02/14/05 |
| L-2 | Kimberly Bell SAR | 02/04/05 |
| L-3 | Kimberly Bell SAR | 02/15/05 |
| L-4 | Kimberly Bell SAR | 04/07/06 |
| M-1 | Steve Hoskins SAR | 10/28/04 |
| M-2 | Steve Hoskins SAR | 04/26/05 |
| M-3 | Steve Hoskins SAR | 01/19/06 |
| M-4 | Steve Hoskins SAR | 02/22/06 |
| M-5 | Steve Hoskins SAR | 03/17/06 |
| M-6 | Steve Hoskins SAR | 07/16/06 |

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| M-7 | Steve Hoskins SAR | 07/17/06 |
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| M-8 | Steve Hoskins SAR | 12/10/07 |
| N-1 | Kathy Hoskins SAR | 02/22/06 |
| Q-1 | James Valente SAR | 09/03/03 |
| S-1 | Harvey Shields SAR | 11/06- |
| | | 07/03 |
| Z-1 | Piret Aava SAR | 08/15/05 |
| BB | Laura Enos SAR | 06/10/03 |
| CC | Jerry Rice SAR | 06/20/03 |
| DD | Terrell Owens SAR | 6/27/03 |
| EE | Shawn Rogers SAR | 07/01/03 |
| FF | Jeff Kranz SAR | 08/13/03 |
| FF-1 | Jeff Kranz SAR | 08/13/03 |
| FF-2 | Jeff Kranz SAR | 04/07/04 |
| GG | Victor Conte SAR | 09/03/03 |
| HH | Greg Anderson SAR | 09/03/03 |
| II | Nicole Gestas SAR | 09/03/03 |
| JJ | Mead Chasky SAR | 09/03/03 |
| KK | Dr. Brian Goldman SAR | 09/19/03 |
| LL | Gregory Scharver SAR | 12/05/03 |
| LL-1 | Gregory Scharver SAR | 10/13/04 |
| MM | Ken Goldin SAR | 12/16/03 |
| MM-1 | Ken Goldin SAR | 01/22/01 |
| NN | Jeffrey Idelson SAR | 04/06/04 |
| 00 | Dan Lee Flores SAR | 11/17/04 |
| PP | Robert McKercher SAR | 12/08/04 |
| QQ | Randy Valarde SAR | 12/16/04 |

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| RR | Kevin Beirne SAR | 12/17/04 |
|----|----------------------|----------|
| SS | Robert Armstrong SAR | 05/24/05 |
| TT | Linda Van Housen SAR | 04/17/06 |
| UU | John Colombet SAR | 09/11/07 |
| VV | Jeff Kearnan SAR | 10/17/07 |
| WW | Ed Barberini SAR | 11/02/07 |
| XX | Chris Hutchens SAR | 10/10/07 |
| YY | Gina Estelella SAR | 10/10/07 |

Because the Government already has these interview reports, the defense is not providing additional copies at this time but will do so upon request.

3. Communications between the Government and Michael Rains pertaining to promises and representations made by the Government to Mr. Bonds before his Grand Jury testimony, and events subsequent to the promises and representations but before he testified.

Because the Government already has these communications, the defense is not providing additional copies at this time but will do so upon request.

4. BB3263 – 3269; BB3470-3473.

Because the Government already has these documents, the defense is not providing additional copies at this time but will do so upon request.

5. Depending upon the outcome of pending Motions *in Limine*, Defendant reserves the right to offer into evidence purported laboratory documents produced in discovery by the Government, for the purpose of contradicting, explaining and/or impeaching purported "test results."

Additional exhibits may be offered in evidence by the defense. Defense counsel believe that listing additional documents, which are impeachment evidence, would be inconsistent with the Defendant's right to an effective defense. It would provide untruthful Government witnesses – if any there be – with advance notification of impeaching evidence, so that they could tailor their testimony accordingly.

28 so that they could tailor

Defendant's Exhibit List

| 1 | | Respectfully submitted, |
|---------------------------------|--------------------------|---|
| 2 | DATED: February 13, 2009 | LAW OFFICES OF ALLEN RUBY |
| 3 | | |
| 4 | | Allen Ruby, Attorney for Defendant Bonds, |
| 5 | | Defendant Bonds, |
| 6 7 | | |
| 8 | DATED: February 13, 2009 | ARGUEDAS, CASSMAN & HEADLEY, LLP |
| 9 | | /s/ |
| 10 | | /s/ Cristina A. Arguedas, Attorney for Defendant Bonds, |
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